

MILLER & MARTIN PLLC

ATTORNEYS AT LAW

1200 ONE NASHVILLE PLACE
150 FOURTH AVENUE, NORTH
NASHVILLE, TENNESSEE 37219-2433
(615) 244-9270
FAX (615) 256-8197 OR (615) 744-8466

Melvin J. Malone

Direct Dial (615) 744-8572
mmalone@millermartin.com

June 18, 2004

VIA HAND DELIVERY

Honorable Richard Collier
General Counsel
c/o Sharla Dillon, Docket & Records Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

**RE: *Tennessee Coalition of Rural Incumbent Telephone Companies and
Cooperatives Request for Suspension of Wireless to Wireless Number
Portability Obligations Pursuant to Section 251(f)(2) of the
Communications Act of 1994, As Amended
TRA Docket No. 03-00633***

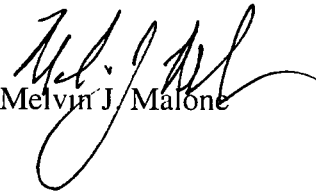
Dear Hearing Officer Collier.

Enclosed for filing are one (1) original and one (1) copy of Verizon Wireless' Motion to Compel Responses to Discovery Requests. For the reasons stated therein, Verizon Wireless requests an expedited ruling on the motion.

Also enclosed is an additional copy of the motion to be "Filed Stamped" for our records

If you need any additional information, please let me know.

Very truly yours,


Melvin J. Malone

MJM cgb
Enclosure

cc: Stephen G. Kraskin, Esq.
Timothy C. Phillips, Esq.
R. Dale Grimes, Esq.
Edward Phillips, Esq.

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY**

IN RE:)
)
TENNESSEE COALITION OF RURAL)
INCUMBENT TELEPHONE)
COMPANIES AND COOPERATIVES)
REQUEST FOR SUSPENSION)
OF WIRELESS TO WIRELESS)
NUMBER PORTABILITY)
OBLIGATIONS PURSUANT TO)
SECTION 251(f)(2) OF THE)
COMMUNICATIONS ACT OF 1994, AS)
AMENDED)
)

Docket No. 03-00633

**VERIZON WIRELESS' MOTION TO COMPEL
RESPONSES TO DISCOVERY REQUESTS**

Cellco Partnership, d/b/a Verizon Wireless, on behalf of itself and its affiliates operating in Tennessee ("Verizon Wireless"), hereby seeks an expedited Order from the Hearing Officer requiring the members of the Tennessee Coalition of Rural Incumbent Telephone Companies and Cooperatives (the "Coalition") to answer Verizon Wireless Discovery Request Nos. 1 06, 1.19, 1.23, and 1.25.

I.

BACKGROUND

Pursuant to the Procedural Schedule in this matter, Verizon Wireless timely submitted its Discovery Requests upon the Coalition on May 17, 2004. The Coalition submitted its responses to said discovery requests on May 27, 2004, as required by the Procedural Schedule. After reviewing the Coalition's responses to its Discovery

Requests, Verizon Wireless submitted a letter dated June 2, 2004, to the Coalition in an attempt to informally resolve discovery issues¹ In its June 2nd letter, Verizon Wireless set forth the reasons for which supplements were being sought to Request Nos. 1.06, 1.09, 1.19, 1.20, 1.22, 1.23, and 1.25 After the time for filing Pre-filed Direct testimony, the Coalition submitted a June 10, 2004, letter to Verizon Wireless in response to Verizon Wireless' request for supplements² In their June 10th letter, the Coalition refused to supplement their answers to Verizon Wireless Request Nos. 1.06, 1.09, 1.23, and 1.25

II.

ARGUMENTS

Request No. 1.06

Verizon Wireless Request No. 1.06, as submitted to the Coalition on May 17, 2004, reads as follows:

1.06 Has the Respondent ever received a bona fide request for interconnection, services, or network elements pursuant to Section 251(f)(1)(A) of the Federal Telecommunications Act, 47 U.S.C. §251(f)(1)(A)?

a. If the answer to Request 1.06 is anything other than an unequivocal "no," please provide the name of the requesting provider(s) and the date of such request(s)

b. If the answer to Request 1.06 is anything other than an unequivocal "no," please provide the Tennessee Regulatory Authority Docket Nos in

¹ A copy of the June 2, 2004, letter from Verizon Wireless to the Coalition requesting supplements to certain discovery responses is attached hereto as **Exhibit 1**

² A copy of the June 10, 2004, letter from the Coalition to Verizon Wireless regarding the request for supplements is attached hereto as **Exhibit 2** The confidential attachments enclosed with the Coalition's June 10th letter are not provided here Verizon Wireless assumes that said confidential attachments are on file in this Docket

which the Authority considered whether or not to allow the Respondent's rural exemption to remain in place.

The Coalition objected to this request because the request referenced 47 U.S.C.

§ 251(f)(1)(A), as opposed to Section 251(f)(2). In a good faith attempt to resolve any dispute related to Request 1.06, Verizon Wireless clarified the request in its June 2nd letter as follows:

Clarification for Supplement: Given the subject matter of this Docket, and the role of bona fide requests in relation to wireline-to-wireless LNP obligations, Verizon Wireless is of the opinion that the request, as submitted, is sufficiently clear and that the information sought is relevant. In order to avoid protracted arguments, including a Motion to Compel, Verizon Wireless hereby clarifies Request 1.06 in good faith as follows:

1.06 Has the Respondent ever received a bona fide request for LNP from a wireless carrier?

a. If the answer to Request 1.06 is anything other than an unequivocal "no," please provide the name of the requesting provider(s) and the date of such request(s).

In their June 10th letter, the Coalition refused to supplement their response to Request No. 1.06 for the following reason: "Because we do not believe that Verizon is allowed to reformulate its request after it has been responded to and because the expedited schedule of this case does not permit further discovery[.]"

As stated in its June 2nd letter, Verizon Wireless believes that the original request was sufficiently clear and that the objection to Request 1.06 is not well-grounded. Moreover, Verizon Wireless' good faith attempt to clarify a sufficiently clear request does not constitute a veiled attempt to "reformulate" its request. It is Verizon Wireless' position that the Coalition should be ordered to provide an appropriate supplemental response to Request No. 1.06.

Request No. 1.19

Verizon Wireless Request No. 1.19, as submitted to the Coalition on May 17, 2004, reads as follows:

1.19 Please explain in substantive detail any and all actions and initiatives, including, but not limited to, estimates, quotes, purchase orders, vendor commitments, and the like in relation to any necessary equipment or software, that Respondent has undertaken to comply with the FCC's LNP implementation requirements. For each such action or initiative, please provide the dates on which the action or initiative was taken and any information or documentation related thereto in Respondent's possession or control regarding the action or initiative.

The Coalition objected to this request on the ground that the request "calls for confidential and proprietary information that cannot be disclosed in the absence of a protective order." In a good faith attempt to resolve any dispute related to Request 1.19, Verizon Wireless clarified the request in its June 2nd letter as follows:

Clarification for Supplement: In its Discovery Requests, Verizon Wireless specifically offered that "If necessary, [Verizon Wireless] is willing to sign a protective agreement[.] Attached hereto is a Proposed Protective Order.

The Hearing Officer entered a Protective Order in this matter on June 8, 2004. In their June 10th letter, the Coalition states, as regarding supplements to both Request Nos. 1.19 and 1.20, that "attached are materials in response that have been designated confidential " As submitted, on its face the foregoing supplemental response appears to be unresponsive to Request No. 1.19. Request No. 1.19 ask the members of the Coalition for substantive explanations in detail with regard to certain information Request No. 1.19 also contains a request for production related thereto Neither the Coalition's original May 27th response or its June 10th supplemental response with respect to Request No. 1.19 are responsive.

It is Verizon Wireless' position that the Coalition should be ordered to provide an appropriate supplemental response to Request No. 1.19.³

Request No. 1.23

Verizon Wireless Request No 1.23, as submitted to the Coalition on May 17, 2004, reads as follows:

1.23 Is Respondent prepared to properly route and deliver calls to wireless telephone numbers which have been ported between Commercial Mobile Radio Service ("CMRS"), Personal Communication System ("PCS"), Cellular or Wireless Providers?

- a. If the answer to Request 1.23 is anything other than an unequivocal "no," please describe the steps and procedures Respondent has implemented to route and deliver such calls.
- b. If the answer to Request 1.23 is "no," please describe why Respondent has not taken such steps.

The Coalition objected to this request on the grounds that it is vague and ambiguous and because the term "properly routed" is undefined. In a good faith attempt to resolve any dispute related to Request 1.23, Verizon Wireless clarified the request in its June 2nd letter as follows:

Clarification for Supplement: Given the subject matter of this Docket, Verizon Wireless is of the opinion that the request, as submitted, is sufficiently clear. In order to avoid protracted arguments and a Motion to Compel, Verizon Wireless hereby clarifies Request 1.23 in good faith as follows:

Pursuant to FCC Public Notice DA 04-1340, is Respondent prepared to route and deliver calls to wireless telephone numbers, which have been ported between Commercial Mobile Radio Service ("CMRS"), Personal Communication System ("PCS"), Cellular or Wireless Providers?

³ Verizon Wireless assumes that the Coalition's June 10 supplemental response to Request No 1.20 is completely responsive. Still, it may be that an appropriate response to Request No 1.19 will require a modified/supplemental response to Request No 1.20

In their June 10th letter, the Coalition refused to supplement their response to Request No. 1.23 for the following reason: “Because we do not believe that Verizon is allowed to reformulate its request after it has been responded to and because the expedited schedule of this case does not permit further discovery[.]”

As stated in its June 2nd letter, Verizon Wireless believes that the original request was sufficiently clear and that the objection to Request 1.23 is not well-grounded. Moreover, Verizon Wireless’ good faith attempt to clarify a sufficiently clear request does not constitute a veiled attempt to “reformulate” its request. It is Verizon Wireless’ position that the Coalition should be ordered to provide an appropriate supplemental response to Request No. 1.23.

Request No. 1.25

Verizon Wireless Request No. 1.25, as submitted to the Coalition on May 17, 2004, reads as follows:

1.25 If you answered in the negative to Request 1.24, with respect to your non-portability switches, have you made arrangements with other parties to properly route calls originated by customers served by such switches to ported numbers until you are able to perform this function? If you answered in the affirmative, please explain said arrangements with particularity.

The Coalition objected to this request on the ground that the phrase “properly routed” is not defined. In addition, the Coalition objected to the vague and ambiguous term “arrangements.” In a good faith attempt to resolve any dispute related to Request 1.25, Verizon Wireless clarified the request in its June 2nd letter as follows.

Clarification for Supplement: Given the subject matter of this Docket, Verizon Wireless is of the opinion that the request, as submitted, is sufficiently clear. In order to avoid protracted arguments and a Motion to

Compel, Verizon Wireless hereby clarifies Request 1.25 in good faith as follows:

1.25 If you answered in the negative to Request 1.24, with respect to your non-portability switches, have you contracted or otherwise secured the services of other parties to perform the required LNP functionality and route calls originated by customers served by such switches to ported numbers until you are able to perform this function? If you answered in the affirmative, please explain said services with particularity.

In its June 10th letter, the Coalition declined to supplement the response to Request No. 1.25 and maintained their prior objection.

As stated in its June 2nd letter, Verizon Wireless believes that the original request was sufficiently clear and that the objection to Request 1.25 is not well-grounded. Moreover, Verizon Wireless' good faith attempt to clarify a sufficiently clear request appropriately and reasonably satisfied the Coalition's objections. It is Verizon Wireless' position that the Coalition should be ordered to provide an appropriate supplemental response to Request No. 1.25.

According to the Supreme Court of the United States, discovery is a process intended to "make a trial less a game of blindman's bluff and more a fair contest with the basic issues and facts disclosed to the fullest practicable extent." *United States v. Proctor & Gamble*, 356 U.S. 677, 682 (1958). Additionally, the Advisory Committee Notes to the Amendments to the Federal Rules of Civil Procedure state:

Interrogatories .. should not be read or interpreted in an artificially restrictive or hypertechnical manner to avoid disclosure of information fairly covered by the discovery request, and to do so is subject to appropriate sanctions under subdivision (a) [of Rule 37, regarding failure to cooperate in discovery].

FED. R. CIV. P. 37, Advisory Committee Notes, 146 F.R.D. 401, 690 (1993). The purpose and intent of the Federal discovery rules parallel the purpose and intent of Tennessee's discovery rules.

It is commonly held that "interrogatories shall be answered directly and without evasion." See, e.g., *NEC America, Inc. v. United States*, 636 F. Supp. 323, 325 (C.I.T. 1986). As the name implies, the discovery process is intended to discover and ascertain the underlying facts and circumstances in a particular case. For that reason, "Rules 33 and 34 must be liberally construed in order to insure that a litigant's right to discovery is 'broad and flexible'" *United Nuclear Corporation v. General Atomic Company*, 629 P.2d 231, 245-46 (N.M. 1980) (quoting *Davis v. Westland Development Company*, 466 P.2d 862, 865-66 (N.M. 1970)) See also *Hunter International Systems & Controls*, 56 F.R.D. 617 (W.D. Missouri 1972) ("it is dangerous practice which incurs the risk of possible sanctions for a party to limit an interrogatory addressed to it to only a portion of the information which it expressly requests").

According to case law, a party is entitled to a full and fair disclosure of information to which its discovery requests apply.

III.

CONCLUSION

In requesting supplements to its Discovery Requests, it was Verizon Wireless' hope that it would receive such supplements from the Coalition prior to June 4, 2004, the date on which Pre-filed Direct Testimony was due. The Coalition's supplements were submitted after June 4, 2004. Now, it is Verizon Wireless' hope to receive meaningful

supplements from the Coalition sufficiently prior to June 22, 2004, the date on which Pre-filed Rebuttal Testimony is due. Given the current Procedural Schedule, Verizon Wireless is requesting an expedited ruling from the Authority.⁴

It must be noted that the discovery requests at issue have not been characterized by the Coalition as unreasonably cumulative or duplicative, as obtainable from a more convenient, less burdensome source, or as unduly burdensome. Moreover, the Coalition has not claimed that the discovery requests at issue are irrelevant. Finally, there is no allegation of privilege with respect to the discovery requests at issue. Rather, the Coalition's responses, or lack thereof, are, it appears, an attempt to exalt form over substance. If a party is permitted to refuse to answer a discovery request because it unilaterally deems a term as "undefined" or "vague," and thereafter rejects outright a good faith attempt at defining and clarifying, then the discovery process so crucial to contested/litigated matters becomes subject to abuse, unintended or otherwise.

For the foregoing reasons, Verizon Wireless respectfully asks that the Coalition be ordered to supplement its responses to Verizon Wireless Request Nos. 1.06, 1.19⁵, 1.23, and 1.25 in such a time frame as to allow for adequate review prior to the established date for filing Rebuttal Testimony.⁶

⁴ The fact that a "live" hearing will not be held further heightens the need to receive supplemental discovery responses prior to the submission of Pre-filed Rebuttal Testimony

⁵ To the extent that an appropriate response to Request No. 1.19 requires a modified/supplemental response to Request No. 1.20, Verizon Wireless requests that the Hearing Officer order the same as well

⁶ Verizon Wireless' Discovery Requests to the Coalition and the Coalition's Responses thereto are attached hereto as **Collective Exhibit 3**. The attachments to the Coalition's Responses are not attached, but are on file with the Authority

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M. J. Malone', written over a horizontal line.

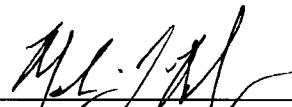
Melvin J. Malone
J. Barclay Phillips
Miller & Martin, PLLC
1200 One Nashville Place
150 Fourth Avenue North
Nashville, TN 37219-2433
(615) 244-9270

Counsel for Cellco Partnership d/b/a
Verizon Wireless

CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2004, a true and correct copy of the foregoing has been served on the parties of record, via the method indicated:

<input checked="" type="checkbox"/>	Hand	Dale Grimes Tara Swafford Bass, Berry & Sims 315 Deaderick Street, Suite 2700 Nashville, TN 37238-3001
<input type="checkbox"/>	Mail	
<input type="checkbox"/>	Facsimile	
<input type="checkbox"/>	Overnight	
<input type="checkbox"/>	Electronically	
<input type="checkbox"/>	Hand	Thomas J. Moorman Stephen G. Kraskin Kraskin, Lesse & Cosson, LLP 2120 L Street NW, Suite 520 Washington, D C 20037
<input checked="" type="checkbox"/>	Mail	
<input type="checkbox"/>	Facsimile	
<input type="checkbox"/>	Overnight	
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<input type="checkbox"/>	Hand	Timothy Phillips Office of the Attorney General Consumer Advocate and Protection Division 425 5 th Avenue North Nashville, TN 37202
<input checked="" type="checkbox"/>	Mail	
<input type="checkbox"/>	Facsimile	
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<input type="checkbox"/>	Hand	Edward Phillips Sprint 14111 Capital Boulevard Wake Forest, NC 27587
<input checked="" type="checkbox"/>	Mail	
<input type="checkbox"/>	Facsimile	
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<input type="checkbox"/>	Electronically	
<input type="checkbox"/>	Hand	Ann Hoskins Lolita Forbes Verizon Wireless Legal & External Affairs Department 1300 I Street, N.W., Suite 400 West Washington, D.C. 20005
<input checked="" type="checkbox"/>	Mail	
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 Melvin J. Malone
 J. Barclay Phillips
 Miller & Martin, PLLC



1200 ONE NASHVILLE PLACE
150 FOURTH AVENUE, NORTH
NASHVILLE, TENNESSEE 37219-2433
(615) 244-9270
FAX (615) 256-8197 OR (615) 744-8466

ATTORNEYS AT LAW

MELVIN J. MALONE
Direct Dial (615) 744-8572
Direct Fax (615) 744-8466
mmalone@millermartin.com

June 2, 2004

HAND DELIVERY & TELECOPIER

Tara L. Swafford, Esq.
Bass, Berry & Sims PLC
AmSouth Center
315 Deaderick St., Suite 2700
Nashville, Tennessee 37238-3001

RE: Tennessee Coalition of Rural Incumbent Telephone Companies and Cooperatives Request for Suspension of Wireline to Wireless Number Portability Obligations Pursuant to Section 251(f)(2) of the Communications Act of 1934, as Amended, TRA Docket No. 03-00633

Dear Tara:

We appreciate the Coalition's Responses to Verizon Wireless' Discovery Requests. As a follow up to said Responses, and pursuant to the Tennessee Regulatory Authority's Rules of Practice and Procedure, Verizon Wireless submits this letter in an attempt to informally resolve a few outstanding discovery issues:

Verizon Wireless hereby asks the Coalition Members to supplement their respective Responses to the following Discovery Requests submitted by Verizon Wireless: 1.06, 1.09, 1.19, 1.20, 1.21, 1.22, 1.23, and 1.25.¹ A brief summary underlying each request for a supplement is provided below.

SUPPLEMENTAL INFORMATION REQUESTED

1.06 Has the Respondent ever received a bona fide request for interconnection, services, or network elements pursuant to Section 251(f)(1)(A) of the Federal Telecommunications Act, 47 U.S.C. §251(f)(1)(A)?

- a. If the answer to Request 1.06 is anything other than an unequivocal "no," please provide the name of the requesting provider(s) and the date of such request(s).
- b. If the answer to Request 1.06 is anything other than an unequivocal "no," please provide the Tennessee Regulatory Authority Docket Nos. in which the Authority considered whether or not to allow the Respondent's rural exemption to remain in place.

¹ Under the circumstances, Verizon Wireless is only requesting supplements to the Requests listed herein. By requesting supplements to these items, Verizon Wireless does not expressly or impliedly characterize the other responses to its Discovery Requests

Coalition's Response: The Coalition objected to this request because the request referenced 47 U.S.C. § 251(f)(1)(A), as opposed to Section 251(f)(2).

Clarification for Supplement: Given the subject matter of this Docket, and the role of bona fide requests in relation to wireline-to-wireless LNP obligations, Verizon Wireless is of the opinion that the request, as submitted, is sufficiently clear and that the information sought is relevant. In order to avoid protracted arguments, including a Motion to Compel, Verizon Wireless hereby clarifies Request 1.06 in good faith as follows:

1.06 Has the Respondent ever received a bona fide request for LNP from a wireless carrier?

- a. If the answer to Request 1.06 is anything other than an unequivocal "no," please provide the name of the requesting provider(s) and the date of such request(s).

1.09 If the answer to Request 1.07 or to Request 1.08 is anything other than an unequivocal "no," please provide the following:

- a. The dates that such fees were collected.
- b. The amounts included on each customers' telephone bill or invoice.
- c. The aggregate amount of such fees collected by the Respondent for each month in which such fees were collected.

Coalition's Response: "No response is called for."

Clarification for Supplement: Tennessee Telephone's answers to Requests 1.07 and 1.08 were something "other than an unequivocal 'no.'" As such, the responses to Request 1.09, as to Tennessee Telephone, are incomplete. The Requests were not limited in scope to Tennessee Telephone's exchanges that are the subject of its petition. A supplemental response is required for the LaVergne, Mt. Juliet, and Halls Crossroads exchanges identified in response to Requests 1.07 and 1.08.

1.19 Please explain in substantive detail any and all actions and initiatives, including, but not limited to, estimates, quotes, purchase orders, vendor commitments, and the like in relation to any necessary equipment or software, that Respondent has undertaken to comply with the FCC's LNP implementation requirements. For each such action or initiative, please provide the dates on which the action or initiative was taken and any information or documentation related thereto in Respondent's possession or control regarding the action or initiative.

Coalition's Response: The Request "calls for confidential and proprietary information that cannot be disclosed in the absence of a protective order."

Clarification for Supplement: In its Discovery Requests, Verizon Wireless specifically offered that "If necessary, [Verizon Wireless] is willing to sign a protective agreement[.] Attached hereto is a

Proposed Protective Order. For ease of reference, this is the same Protective Order approved by the Authority in TRA Consolidated Docket No. 03-00585.

1.20 To the extent not answered and provided in Request 1.19 above, please provide the status, with documentation, of any and all pending purchase orders of LNP necessary equipment or software, including the expected dates of delivery, installation, and testing.

Coalition's Response: See response above to discovery request 1.19.

Clarification for Supplement: In its Discovery Requests, Verizon Wireless specifically offered that "If necessary, [Verizon Wireless] is willing to sign a protective agreement[.] Attached hereto is a Proposed Protective Order.

1.22 Please identify the switch designation(s) and exchange(s) for which suspension is being sought?

Coalition's Response: "See Response to TRA Data Request #2."

Clarification Supplement: Please confirm that each Coalition member responded to TRA Data Request #2. If each Coalition member did not respond to TRA Data Request #2, please supplement the response to Request 1.22.

1.23 Is Respondent prepared to properly route and deliver calls to wireless telephone numbers which have been ported between Commercial Mobile Radio Service ("CMRS"), Personal Communication System ("PCS"), Cellular or Wireless Providers?

- a. If the answer to Request 1.23 is anything other than an unequivocal "no," please describe the steps and procedures Respondent has implemented to route and deliver such calls.
- b. If the answer to Request 1.23 is "no," please describe why Respondent has not taken such steps.

Coalition's Response: The Coalition objects to this request as "vague and ambiguous" because the term "properly routed" is undefined.

Clarification for Supplement: Given the subject matter of this Docket, Verizon Wireless is of the opinion that the request, as submitted, is sufficiently clear. In order to avoid protracted arguments and a Motion to Compel, Verizon Wireless hereby clarifies Request 1.23 in good faith as follows:

Pursuant to FCC Public Notice DA 04-1340, is Respondent prepared to route and deliver calls to wireless telephone numbers, which have been ported between Commercial Mobile Radio Service ("CMRS"), Personal Communication System ("PCS"), Cellular or Wireless Providers?

1.25 If you answered in the negative to Request 1.24, with respect to your non-portability switches, have you made arrangements with other parties to properly route calls originated by customers served by such switches to ported numbers until you are able to perform this function? If you answered in the affirmative, please explain said arrangements with particularity.

Coalition's Response: "See response to discovery request number 1.23 regarding the use of the phrase 'properly routed' and the response to discovery request number 1.24. In addition, the Coalition objects to the vague and ambiguous term 'arrangements.'"

Clarification for Supplement: Given the subject matter of this Docket, Verizon Wireless is of the opinion that the request, as submitted, is sufficiently clear. In order to avoid protracted arguments and a Motion to Compel, Verizon Wireless hereby clarifies Request 1.25 in good faith as follows:

If you answered in the negative to Request 1.24, with respect to your non-portability switches, have you contracted or otherwise secured the services of other parties to perform the required LNP functionality and route calls originated by customers served by such switches to ported numbers until you are able to perform this function? If you answered in the affirmative, please explain said services with particularity.

CONCLUSION

Verizon Wireless timely submitted its Discovery Requests to the Coalition on May 17, 2004. Given the Procedural Schedule in this matter, Verizon Wireless hereby requests that supplemental responses be submitted to Verizon Wireless by Hand Delivery on or before 9:30 a.m., June 4, 2004. Should you wish to discuss our request for supplements by phone, feel free to give me a call at (615) 744-8572.

Your cooperation and assistance is greatly appreciated.

Very truly yours,


Melvin J. Malone

MJM:cgb

cc: Parties of Record
Edward Phillips (Courtesy Copy)

TARA L SWAFFORD
TEL (615) 742-7731
FAX (615) 742-2840
tswofford@bassberry.com

BASS, BERRY & SIMS PLC

A PROFESSIONAL LIMITED LIABILITY COMPANY
ATTORNEYS AT LAW

AMSOUTH CENTER
315 DEADERICK STREET, SUITE 2700
NASHVILLE, TN 37238-3001
(615) 742-6200

www.bassberry.com

OTHER OFFICES

NASHVILLE MUSIC ROW
KNOXVILLE
MEMPHIS

June 10, 2004

Hand Delivery

Melvin J. Malone, Esq.
Miller & Martin PLLC
1200 One Nashville Place
150 Fourth Avenue, North
Nashville, TN 37219-2433

Re: *Tennessee Coalition of Rural Incumbent Telephone Companies and Cooperatives Request for Suspension of Wireline to Wireless Number Portability Obligations Pursuant to Section 251(f)(2) of the Communications Act of 1934, as Amended; Docket No. 03-00633*

Dear Melvin:

I am writing to respond to your letter of June 2, 2004 regarding your request that we supplement our discovery responses. This letter responds separately to each request you would like for us to supplement.

Request No. 1.06: Because we do not believe Verizon is allowed to reformulate its request after it has been responded to and because the expedited schedule of this case does not permit further discovery, we stand on our prior objection.

Request No. 1.09: Because the Tennessee Telephone exchanges for which you are seeking additional information are not a part of this Petition, we object to providing further information as such information is not relevant to this Petition.

Request Nos. 1.19 & 1.20: Pursuant to the parties' Protective Order, attached are materials in response that have been designated confidential.

Request No. 1.22: All information responsive to this request has been provided in the sworn testimony filed last week by the members of the Coalition.

Request No. 1.23: Because we do not believe Verizon is allowed to reformulate its request after it has been responded to and because the expedited schedule of this case does not permit further discovery, we stand on our prior objection.

Melvin J. Malone, Esq.
June 10, 2004
Page 2

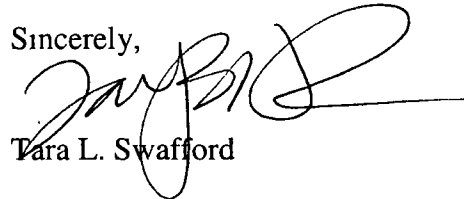
Request No. 1.25: The Coalition stands on its prior objection to this request.

In addition, it has come to our attention that we need to modify a couple of the responses we submitted to you in response to your discovery requests. First, in response to Request No. 1.26, we previously indicated that Century Tel did not have any "Type 1" numbering arrangements. We have since learned that Century Tel of Claiborne, Inc. has "Type 1" numbering arrangements with U. S. Cellular, Tri-State Paging, GTE Mobile Net and Eloqui Wireless.

In addition, we submitted the wrong cost worksheet for Loretto and have enclosed the correct copy with this letter. Please substitute it for the document we previously produced for Loretto.

Please give me a call if you have any questions.

Sincerely,



Tara L. Swafford

TLS:bb
Enclosures

cc: Timothy C. Phillips, Esq. (w/enc.)
Edward Phillips, Esq. (w/enc.)
R. Dale Grimes, Esq.
Thomas Moorman, Esq.
Mr. Bruce Mottern